

OFFICE OF THE CHIEF OF POLICE

SPECIAL ORDER NO. 17

August 7, 2000

SUBJECT: CALIFORNIA VEHICLE CODE SECTION 31 (FALSE INFORMATION GIVEN TO PEACE OFFICERS) PROCEDURE - REVISED

PURPOSE: Section 31 of the California Vehicle Code (CVC) states that no person shall give, either verbally or in writing, information to a peace officer while in the performance of his/her duties under the provisions of this code when such person knows the information is false. Violation of this Section is a misdemeanor.

Current Department procedure allows for the issuance of a personal service citation for 31 CVC and the associated traffic violation if the true identity of the violator has been established. This procedure is no longer valid.

This Order revises the procedure for Department personnel to follow when arresting violators for 31 CVC.

PROCEDURE:

I. FALSE INFORMATION GIVEN TO PEACE OFFICERS. An officer engaged in the enforcement of the vehicle code who becomes aware that a person has knowingly provided false information shall arrest and book for Section 31 CVC under the authority of 40302(a) CVC.

Note: A Notice to Appear/Release From Custody may be completed if conditions for release are met, and the procedures for release are followed (4/216.65).

Officers shall cancel a citation on which false information was recorded by completing a Citation Cancellation Request, Form 4.45, and document the canceling of the citation in the narrative of the arrest report. Any additional violations listed on the cancelled citation shall also be documented in the narrative of the arrest report as additional filings. A photocopy of the cancelled citation shall be included as a page of the arrest report.

AMENDMENTS: This Order amends Section 4/354.10 of the Department Manual.

August 7, 2000

AUDIT RESPONSIBILITY: The Commanding Officer, Uniformed Services Group, shall monitor compliance with this directive in accordance with Manual Section 0/080.30.

B. C. Parks

BERNARD C. PARKS
Chief of Police

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